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PATENT & TRADEMARK OFFICE

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2131

UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Kurn	Docket No: 20206-031
Serial No: 09/736,718	Client Reference No. P00-3015
Filed: Dec-12-2000	Art Unit: 2131
	Examiner:

Mailstop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Technology Center 2100

TRANSMITTAL FOR REQUEST TO WITHDRAW AS ATTORNEYS OF RECORD IN PATENT MATTER

Dear Sirs:

Submitted herewith are the following documents:

1. Request to Withdraw as Attorney of Record; and
2. Copy of Notice to Client of the Rquest to Withdraw.

Dated: May 16, 2003

Leah Sherry
Reg. No. 43,918

OPPENHEIMER WOLFF & DONNELLY LLP
1400 Page Mill Road
Palo Alto, CA 94304-1124
Phone: (650) 320-4000
Fax: (650) 320-4100

CERTIFICATE OF MAILING (37 CFR 1.10(a))

CERTIFICATE OF MAILING BY "EXPRESS MAIL" - Rule 10: The undersigned hereby certifies that this correspondence is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 as **Express Mail No. EV332404852US** addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date: May 16, 2003

Name: Leah Sherry

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#4
6/5/03

UNITED STATES PATENT AND TRADEMARK OFFICE

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Request To Withdraw as
Attorneys of Record in Patent Matter

Dear Sirs:

This is a request for permission to withdraw as attorneys of record in this application under 37 C.F.R. § 1.36.

1. Reason for Request

The attorneys of record request **mandatory withdrawal** under 37 C.F.R. §10.40, and specifically under § 10.40(b)(4), because the client has discharged the firm and its practitioners from representing the client before the Patent Office in the above-referenced matter.

2. Due Notice to Client

The attorneys of record have given due notice of their withdrawal to the client pursuant to the discharge. We enclose copies of the letter transmitted to the client containing such notice. We also sent a copy of this request to the client.

3. Delivery of Papers to Client

We have delivered or are in the process of delivering to the client all the papers comprising this application and its prosecution.

4. Status of Application and Next Action

This application has been published on 06/13/02 as Publication No. US-2002-0071561-A1

As of this time, we are not aware of any action pending for the above-referenced application.

5. Please change the correspondence address and direct all future correspondence to:

Hewlett-Packard Company
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400
Attn: Bill Streeter

6. This Request to Withdraw is made on behalf of me, all the attorneys/agents of record, and all attorneys listed under Customer No. 25696.

Signature Of Representative of Withdrawing Attorneys

Leah Sherry - Reg. No. 43,918
Signature of Representative of Withdrawing Attorneys on Behalf of All Withdrawing Attorneys

Dated: May 16, 2003

Leah Sherry
Reg. No. 43,918

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Date: May 16, 2003

Name: Leah Sherry

OPPENHEIMER

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E-Mail: lsherry@oppehaimer.com

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May 16, 2003

VIA FEDEX

Guy Kelly
IP Managing Counsel
Hewlett-Packard Company
3404 East Harmony Road
MS 79
Fort Collins, CO 80528-9599

Re: Notice of Withdrawal and Delivery of Papers of Pre-merger Compaq Cases

Dear Guy:

This letter is to give you notice that, pursuant to your telephone instructions of May 1, 2003, we have taken the necessary steps for withdrawing as attorneys of record in the Compaq patent matters on which we were retained prior to the Compaq merger with Hewlett-Packard, and for which you have assumed management responsibility. Hereafter these cases will be referred to as the "pre-merger Compaq patent matters" (designated by Oppenheimer client number 20206).

It is unfortunate that we appear to disagree on whether our work on a number of these pre-merger Compaq patent matters where the application had not been drafted as of the time of the merger is subject to a capped-fee arrangement. It also unfortunate that in light of this disagreement you have decided to withdraw our authorization to do any further work on all the pre-merger Compaq patent matters and have refused to discuss your decision or respond to further communication from us.

Under California and U.S. Patent rules of practice, as the withdrawal of our authorization to do any further work is tantamount to our discharge, we filed with the U.S. Patent and Trademark Office a Request to Withdraw as Attorney of Record in the pending pre-merger Compaq patent matters. We are enclosing herewith a copy of these requests. In further accordance with these rules we have gathered and prepared for delivery to you the papers comprising the pre-merger Compaq applications and their prosecution.

We anticipate that Hewlett-Packard will pay, in full, the outstanding invoices for our work on these patent matters. If you have any questions about any of these arrangements, please call me.

In closing, we have enjoyed our long-standing work relationship with Compaq and have likewise enjoyed providing patent prosecution service to Hewlett-Packard. I was also glad to hear you say that there were no issues with the quality of our work and that our work met your quality standards. Going forward, we hope to have the opportunity to provide additional service to Hewlett-Packard and support you in the management of Hewlett-Packard's patent portfolio.

Sincerely yours,

Leah Sherry

cc: Bill Streeter, Rich Lange, Ted Park